THE COMMITTEE INCLINED TO FAVOR THE PROPOSITION-ALMET F. JENKS OFFOSES THE MAJORITY REPORT ON THE CITY AR-

TICLE AND OFFERS A SUBSTITUTE. Albany, Aug. 9 .- Chairman C. B. McLaughlin, from the Committee on County, Town and Village Government, reported to the Constitutional Convention this morning that it had given all the amendments referred to it careful consideration, and that it had reached the conclusion that no amendments should be made to the present Constitution as proposed by the amendments submitted to the

President Choate said that this was the best report that had yet been submitted to the convention. The Convention then went into Committee of the Whole on the City Article. The discussion of yesterday was continued. Mr. Dean withdrew thstitute which he offered yesterday, saying that he recognized the futility of attempting to secure its adoption, though he was still convinced that it was

Almet F. Jenks, ex-Corporation Counsel of Brooklyn, then criticised the article. Section 1 provided for proportional representation, which was bad and an "ism," and should not be put into the Constitu-tion. Section 2, which provided for the separation of general and local elections, was good in principle, but bad in execution. Section 3, which classified cities and defined the powers of the cities and of the Legislature under general laws, Mr. Jenks said was unwise. He quoted from Juage Finch, of the Court of Appells, that cities cannot be incororated under general laws. He argued that the Governor should have the power to remove the chief of police, but the power of appointment should remain where it now is. The State Election Board, organized under the article, was centralization, pure and simple. Then came the extraordinary secion, which provided that the Legislature consolidate contiguous cities, and which would give power to consolidate Brooklyn and New-York. This was against the essence of home rule. MR. JENKS'S SCHEME FOR HOME RULE.

Mr. Jenks then outlined a plan by way of sugdivided into three classes—those above 250,000 in population, those between 50,000 and 250,000, and se under 50,000. In New-York City it might found necessary to have an upper council elected by the city at large, but experience had shown that ach representation was likely to be inferior in quality. The Common Council should have all the owers now possessed by the Legislature. If abuse was made of these powers, then the city should be ruled by commissioners appointed by the Governor, and home rule should be denied them. The power the Legislature should be restricted so that no city could be exempted from such general laws for city government as should be passed. Charters ald be adopted by the people of the cities, and if the people could not carry them out the city should razed and its ruins sowed with salt.

Mr. Johnson asked if minority representation was ot essential to a representative common council, nd if Mr. Jenks's scheme would not prevent retreat

and if Mr. Jenks's scheme would not prevent retreat if it should be a failure.

Mr. Jenks said he did not think that minority representation was necessary. The London Council was elected without it, and it was contrary to the spirit of majority rule. As to the latter part of the question, he had confidence that the people of the cities would be able to govern themselves, and, in any event, the Constitution could be amended at any time.

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Mr. Root complimented Mr. Jenks on his speech, and said that he could not agree with his theory of city government. Mr. Jenks had in mind the free cities of the Middle Ages, but the analogy could not be applied to the State of New-York. The cities of this State could not erect a wall around themselves and be independent. They were the markets of the State, the centres of life, and they had their share in the affairs of the State. The committee had sought to give cities the power which might be delegated to them without impairing the higher power—that of the State. The committee might have made a mistake in drawing the line, but the principle upon which it had acted was right.

PRESIDENT CHOATE'S AMENIMENT

PRESIDENT CHOATE'S AMENDMENT. President Choate said that, in order do away

with the complication of the double veto of laws for cities by the Governor and the Mayor, he would propose an addition to Section 4. His amendment rovides that special laws may be passed by the provides that special was may be provided to the Mayor, and by a two-thirds vote without his consent. This would preserve to the Legislature its control over all the affairs of cities, which the people would never consent to give up.

Mr. Johnson said that the suggestion of Mr. Choate was in principle what the committee desired.

Choate was in principle what the committee desired.

Mr. Hotchkiss offered a substitute for the whole article, composed partly of the proposition of the Committee of Twenty-one of the Good Government Clubs and partly of the proposition of the Cities Committee with some changes.

The substitute provides for the incoporation of cities under general laws; for proportional representation; for the removal of the head of the police by the Governor; for the management of all the matters named by the Cities Committee by the cities themselves, with the addition of public charities and corrections. Mr. Hotchkiss said that he would hereafter offer a section providing for the separation of local and general elections, with a proper definition of "city officers." The substitute makes a general provision for non-partisan boards.

tute makes a general provision for non-partisan boards.

Mrs Johnson, the chairman of the Cities Committee, argued that the substitute offered by Mr. Hotchkiss was widely different from the proposition of the Committee of Twenty-one, upon which it was based. It was late now for the minority to make propositions which should have been made in the committee.

Mr. Becker, of Buffalo, said the nut of the whole question was, shall the Governor have power to remove the chief of police, and shall a board of State election inspectors be appointed? These were surely business questions, and should be considered as such. Mr. Becker, in answer to Mr. Jenks and Mr. Hotchkiss, said if the initiative of laws was to come from the local authorities, no good law could be expected, because Tammany Hall would never draft one.

After making the article a special order for tomorrow the convention adjourned until 8 p. m.

A BIG LUMBER FIRM IN TROUBLE.

BUIT TO RECOVER \$4.976 ON THE NOTE OF THE WAY CROSS COMPANY, OF GEORGIA-BRANCHES OF THE CONCERN IN THIS CITY.

The Mechanics and Traders' Bank, of this city, resterday began suit against L. R. Millen & Co., lumber merchants, of No. 16 Beaver-st.; Stillwell, Millen & Co., lumber merchants, of Savannah, Ga., and the Way Cross Lumber Company of Georgia to recover \$4,976 on a protested note of the Way Cross Company, which was indorsed by both firms and delivered to the bank by L. R. Millen & Co. Attachment was issued to the Sheriff against W. B. Stillwell, Lemuel Johnson, Richard H. Be-wick and William R. Bewick, who are partners in Stillwell, Millen & Co., as non-residents. Lemuel Johnson and Richard H. Bewick are partners in L. R. Millen & Co. The headquarters of the business is at Savannah, and a dispatch from there said that Stillwell, Millen & Co. had called a meeting

The concern is one of the largest in the Southern lumber business, has immense tracts of timber land in Georgia and was reputed to be worth over \$1,000,000. The business was established many years ago by D. C. Bacon & Co., of which Mr. Stillwell had been a partner for eleven years. The firm of Stillwell, Millen & Co. succeeded to the business in July, 1882. It also owned the Millen and South-ern Railroad and the Way Cross Air Line in Georgia.

ern Railroad and the Way Cross Air Line in Georgia.

The New-York branch has been established many years, and is managed by L. R. Millen, who is a partner in both firms. It was admitted at the New-York office that the concern had been pressed for ready money for a long time, but it was asserted that it had \$2 assets for every \$1\$ it owed, and it was hoped it would be able to pull through.

A statement is being prepared at Savannah to be presented to the creditors, and in view of that fact the partners here did not care to tell the assets or liabilities. It is reported in the trade, however, that the liabilities of Stillwell, Millen & Co. are in the neighborhood of \$500,000. The Savannah firm, it is said, owns 300,000 acres of pine land in fee, and has timber privileges covering 450,000 acres more.

BENATOR GIBSON'S WILL TO BE PROBATED HERE Proceedings are pending in the office of the Surof United States Senator Randall Lee Gibson, of Louisiana, who died at Hot Springs, Ark., on De cember 15, 1892. The will is to be probated here because there is real and personal property belonging to the estate in this city. The Senator remembers several relatives and friends, and leaves the residue of his estate to his executors and trustees in trust for his three sons, Montgomery Gibson, Tobias Richardson Gibson, and Pres ton Johnston Gibson. In the final paragraph of the ton Johnston Gibson. In the final paragraph of the will he gives this advice to his sons: "I hope my sons may defer to and confide in my executors and trustees, and above all that they may realize early in life that the only one thing more difficult to build up than an independent fortune and more easily lost is character, and that the only safeguard of character is the Ten Commandments and Christ's Sermon on the Mount."

The testator left \$2,500 to the Tulane Education Fund, in New Orleans, of which he was president,

expressing the hope that the income would be used to promote higher learning in the post-graduate or university course.

CAPTAIN HERDMAN HAD EVIDENTLY MADE A STUDY OF SUICIDES-A SUSPICION THAT

HE WAS BEING BLACKMAILED. Coroner Brandon, of Newtown, L. I., and a jury of twelve men held an inquest Tuesday night on the body of Captain Alfred Herdman, who committed suicide on Tuesday of last week at North Beach, and left a letter, blaming Frederick Gross, president of the Gross Manufacturing Company, of Nos. 63 and 65 Elizabeth-st., for his sorrows. Wordhad been sent to Herdman's father at Bath, England, asking what to do with the body. A reply was promptly sent back to bury it and send the bill to him. It is alleged that the undertaker has een unnecessarily slow about the burial, and that

his bill is exorbitant. Captain Herdman's trunk was opened one day this week, and its contents excited surprise from all his old friends. Packed away in one corner was a box containing nine different kinds of poisons bought from druggists in different parts country. There was a pint bottle of chloroform, four bottles of morphine pills and a four-ounce bottle of cyanide of potassium, the kind with which the man-killing elephant Tip was killed at Central Park some months ago. Besides this was a scrap book devoted to newspaper elippings conaining accounts of suicides. On these clippings Herdman had written comments. The morphine cases seemed to strike him favorably, and he down notes like these: "Must have been painless." "Went to sleep painlessly." The death of the elephant Tip made a deep impression on him, ap-

elephant Tip made a deep impression on him, apparently.

From the tone of some of his old letters Captain Herdman's father's family had become out of patience with his improvident life, and it is now said that it was a peremptory refusal on the part of his father to advance him more money that led directly to his suicide. Less than six months ago he received \$3,000, which he invested in the stock of the Gross Manufacturing Company.

One of his friends, who has made a close investigation, said to a Tribune reporter yesterday that he believed, judging from Herdman's constant need of money, when his expenses ought to have been light, that he was subject to blackman from some one in this city. Once or twice he admitted that he dreaded exposure if he couldn't raise a certain sum.

Among Herdman's effects was found a letter directing a transfer of his \$3,000 in stock of the Gross Manufacturing Company to Beatrice Herdman, his adopted daughter. President Gross, of the Manufacturing Company to Beatrice Herdman, his adopted daughter. President Gross, of the transfer on the ground that Herdman's legal heir is not as yet known, and that the letter is not sufficient to warrant the transfer.

MORE DOINGS OF THE COUNTERFEITERS.

VARIOUS OPERATIONS OF MURPHY IN THE WEST AND IN BROCKLYN-THE PRISONERS TO BE EXAMINED TO-DAY.

The examination of James W. Murphy, Russell B. Hoyt and Samuel Massey, the counterfeiters who were locked up in Ludlew Street Jall by detectives of the Secret Service Bureau after the discovery of a large stock of counterfeit \$10 notes, fibre paper and counterfeit plates on a farm in Connecticut, has been set down for to-day before United States Commissioner Alexander in the Federal Building. The printing presses used in the production of the counterfeits had been received at the office of the Secret Service Bureau yesterday, but Inspector Forsythe said he had not examined them.

At the time of the arrest of Murphy Mr. Forsythe said that the detectives thought the prisoner was old offender. Yesterday he gave to reporters the following statement by Chief William P. Hazen, of the Secret Service Division:

of the Secret Service Division:

The Secret Service Division has learned that Murphy, allas Davis, is Charles W. Hill, of Brooklyn, N. Y. He is a married man, but has not lived with his wife for years. It is now known that he made for the "Driggs" gang, of Dayton, Ohio, the Webster head United States note of the denomination of \$10, series of 1875, cheek letter C piate (good counterfett). A raid was made on the Driggs gang and \$2.000 worth of counterfett notes were captured; also one plate used to imitate the fles on the back of the note. Nelson Driggs and Gerile Driggs, his young wife, were arrested and tried in Cincinnati in the United States Court. The jury disagreed. It is also known that Hill and Russell B. Hoyt in 1890 were together perfecting the Driggs-Webster head plate in Brooklyn, but the arrest of Driggs and the capture of the counterfeit money stopped the proceedings, and for the first time we are able to prove they made the Driggs gang Webster head United States \$10 note plate.

THE TRACT SOCIETY SHOULD STOP IT.

HOW THE METHODS EMPLOYED ON ITS NEW BUILDING HAVE RECOME AN INTOLERABLE AND INEXCUSABLE NUISANCE,

Although the Golden Rule has been printed on ountless tracts published by the American Tract Society, and must therefore be familiar to all of the officers of the society, it could not have been included in the instructions given to the contractor where the foundations of a high building for in charge of the excavation at Nassau and Sprucmen who have been obliged to pass along the two streets beginning at Printing House Square. The pavements of both streets have been removed in part, and have been made unsafe for the passage

On parts of the pavement which have not been torn up, huge blocks of stone have been allowed to lie as anchors for derrick-ropes. Loads of brick, stone and other building materials have been dumped in the middle of each street and allowed to remain there a long time, instead of being carried to the places where they are to be used. Earth from the excavation is hoisted by the derricks, and instead of being emptied directly into carts and instead of being emptied directly into carts and carried away is first dumped in the street and later shovelled into wagons. At the same time clouds of dust are blown into the eyes and over the clothes of many persons who must pass that way. The noise of steam engines and pile drivers has added to the discomfort of many.

Several contractors have shown how the work of erecting large buildings could be carried on without annoyance to the public in this city. In the erection of the Madison Square Garden, the addition to the Equitable Building, "The Times" Building, and a number of other large structures, the contractors used large scaffoldings and wooden shields, under cover of which the workme liable the foundations and reared the walls without causing a nuisance and without obstructing the streets. What has been done for an amusement company, an insurance society and a newspaper owner might also be accomplished for a society engaged in the work of Christian education.

ASSAULTED IN THE STREET BY "TOUGHS."

EDWARD JACOBI, A CONTRACTOR, SET UPON AND

BEATEN BY THE "BLUFF GANG." The "Bluff Gang" is an outgrowth of the old "Slaughter House Gang." Its members have no visible means of support. A man named John Lowrey, a junk dealer, whose place is in Sixtyfourth-st., between Tenth and Eleventh aves., if not an actual member of the gang, fraternizes with its

On Monday evening Lowrey is alleged to have assaulted Edward Jacobi, a contractor, of No. 180 West Sixty-fourth-st, and was soundly thrashed by him. Lowrey at once communicated with the gang and planned revenge. Yesterday morning at 4:30 and planned revenge. Yesterday morning at 4:30 o'clock, as Mr. Jacobi was passing Lowrey's place, a number of young toughs confronted him, and demanded the price of a pint of heer. He refused the money. Then the gang assaulted him. Mr. Jacobi is an athletic young man, but he was no match for

The sound of the one-sided fight was heard by The sound of the one-sided fight was heard by Policeman Beyer, of the West Sixty-eighth-st. station. He ran up and the gang scattered. Mr. Jacobi was bleeding from cuts and scratches on his face. Some of the gang entered Lowrey's stabe, and Beyer rushed in after them. In a stall he found four of the "toughs." He ordered them to come out. They refused, and assumed offensive attitudes. Beyer did not temporize; pulling his revolver he shouted: "Come out, instantly?"

The fellows obeyed. Beyer ranged them in front of him, and, at the muzzle of his pistol, marched them all to the station. Mr. Jacobi followed to press the charge. The prisoners gave the names of John Sullivan, of No. 51 Leroy-st.; John Smith, no address; Philip Brady, No. 99 Amsterdam-ave. and John McManus, of No. 220 West Sixty-fourth-st. They were arraigned in Yorkville Court later in the day, McManus and Smith were held by Justice McMahon in \$300 bail to answer, and the others were discharged. Mere discharged.

Mr. Jacobi is well known on the West Side. He is a member of the Narragansett Club.

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